## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EDWARD NESGODA, : No. 3:22cv253

**Plaintiff** 

(Judge Munley)

(Judge Muniey

v. : (Magistrate Judge Carlson)

CHRISTOPHER ROONEY, individually:

and in his official capacity as : an Officer of the Pennsylvania : State Police and THE OFFICE OF :

DISTRICT ATTORNEY OF : SCHUYLKILL COUNTY, :

Defendants

**ORDER** 

AND NOW, to wit, this \_\_\_\_ day of May 2024, the Reports and

Recommendations of Magistrate Judge Martin C. Carlson (Doc. 23 and Doc. 24)

are hereby adopted in part and the motions to dismiss (Doc. 7 and Doc. 12) are

GRANTED in part. The following counts are DISMISSED from the case: Count

I, Count IV, Count VI and Count VIII. The motions to dismiss are

**DENIED** in all other respects.

BY THE COURT:

JUDGE JULIA K. MUNLEY
United States District Court